

Amendment No. 1 to SB0434

**Woodson
Signature of Sponsor**

AMEND Senate Bill No. 434*

House Bill No. 1419

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting all the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-3-317, is amended by deleting § 49-3-317(c)(1) in its entirety and replacing it with the following:

If, as of July 1 of any school year, there has been a change since the beginning of the previous school term in the boundaries of a LEA or, pursuant to § 49-2-106, the creation or reactivation of an LEA, which involves the shifting of students from one (1) LEA to another, or two (2) or more LEAs enter into a joint agreement that results in the shifting of students from one (1) LEA to another, then, in the distribution of state education funds, the commissioner shall determine, on the basis of information submitted to the commissioner by the appropriate boards, the ADM of students residing in such affected are, involved in such shift.

SECTION 2. Tennessee Code Annotated, Section 49-3-317, is amended by deleting Tennessee Code Annotated § 49-3-317(c)(2) in its entirety and replacing it with the following:

If, as of July 1 of any school year, there has been a change since the beginning of the previous school term in the boundaries of an LEA or, pursuant to § 49-2-106, the creation or reactivation of an LEA, which involves the shifting of students from one (1) LEA to another, or two (2) or more LEAs enter into a joint agreement that results in the shifting of students from one (1) LEA to another, the commissioner shall upwardly adjust the ADM in favor of the LEA receiving students based on the number of students shifted; and such adjusted ADM shall be used in making the apportionment and distribution of state education funds.

SECTION 3. Except as hereby amended, the provision of Title 49, Chapter 3 shall remain in full force and effect from the after the effective date hereof.

SECTION 4. To the extent the provisions of this act conflict with the provisions of Title 49, Chapter 3, this act shall prevail.

SECTION 5. If any provision of this act or the application thereof shall be held by any court or competent jurisdiction to be invalid or unenforceable to any extent, the remainder of this act and the application of such provisions shall not be affected thereby and this act shall be enforced to the greatest extent permitted by law, it being the intent of the General Assembly that the provisions of this act are declared to be severable.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.